

ARKANSAS COURT OF APPEALS
NOT DESIGNATED FOR PUBLICATION
JOSEPHINE LINKER HART, JUDGE

DIVISION III

CACR06-833

JEIGHMICHAEL S. DAVIS

June 27, 2007

APPELLANT

V.

APPEAL FROM THE BRADLEY
COUNTY CIRCUIT COURT
[NO. CR-02-85-1]

STATE OF ARKANSAS

HON. SAMUEL B. POPE,
CIRCUIT JUDGE

APPELLEE

AFFIRMED; MOTION GRANTED

On August 23, 2003, Jeighmichael S. Davis pleaded guilty to the charge of theft by receiving, a Class B Felony. He was placed on probation for sixty months conditioned, in pertinent part, on his not committing any felony or misdemeanor criminal offense punishable by confinement in jail or prison. On January 10, 2006, a revocation hearing was held simultaneously with a trial on aggravated robbery charges. Davis was found guilty of aggravated robbery, and his probation was revoked due to his commission of that crime. After the revocation of his probation, Davis was sentenced to seventy-two months in the Arkansas Department of Correction.

Pursuant to *Anders v. California*, 386 U.S. 738 (1967), and Rule 4-3(j) of the Rules of the Arkansas Supreme Court and Court of Appeals, Davis's counsel has filed a motion to withdraw on grounds that the appeal is without merit. The clerk of this court furnished

appellant with a copy of his counsel's brief and a notification that he has a right to file a pro se brief within thirty days. Davis did not submit any pro se points, and the State has not filed a brief.

Davis's counsel's motion was accompanied by an abstract and brief referring to everything in the record that might arguably support an appeal. We hold that, based on our review of the record, Davis's counsel has identified all the adverse rulings and that his discussion of why these adverse rulings would not support a non-frivolous appeal comport with *Anders v. California, supra*, and Rule 4-3(j). Regarding the merits of the revocation, we agree that there is a substantial basis for affirming the revocation and that any argument based on the merits of the revocation would be wholly frivolous.

From our review of the record and the briefs presented to us, we find that there was compliance with Rule 4-3(j) and that the appeal is without merit. Accordingly, we grant counsel's motion to withdraw and affirm the revocation of Davis's probation.

Affirmed.

Motion to withdraw granted.

GRIFFEN and GLOVER, JJ., agree.